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May 22, 2008

### **BY CM/ECF**

The Honorable Joseph J. Farnan, Jr.  
United States District Court  
844 King Street  
Wilmington, DE 19801

Re: *Procter & Gamble Co. v. Teva Pharmaceuticals USA, Inc.*, C.A. No. 04-940 (JJF)  
*Procter & Gamble Co. v. Teva Pharmaceuticals USA, Inc.*, C.A. No. 08-066 (JJF)  
*Procter & Gamble Co. v. Teva Pharmaceuticals USA, Inc.*, C.A. No. 08-191 (JJF)

Dear Judge Farnan:

We represent defendant Teva Pharmaceuticals USA, Inc. ("Teva USA") in each of the above-captioned civil actions, all of which involve the validity of plaintiff's U.S. Patent No. 5,583,122. We write to advise the Court that the parties have agreed on a form of judgment to be entered in each of three cases, and have today jointly filed in each case a request for entry of final judgment. Attached to each joint request is the form of judgment to which the parties have agreed. As part of the joint requests, the parties have agreed to the withdrawal of Procter & Gamble's requests for entry of judgment in C.A. No. 04-940 and C.A. No. 08-066 and Teva USA's responses, and to the withdrawal of the prior joint request (D.I. 5) in C.A. No. 08-191.

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For the reasons set forth above, and for the reasons discussed in the parties' joint requests, Teva USA respectfully requests that the Court grant the parties joint requests and enter the their agreed-upon forms of judgment.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Karen E. Keller", with a long horizontal flourish extending to the right.

Karen E. Keller (#4489)

cc: Frederick L. Cottrell, III, Esquire (by CM/ECF and e-mail)  
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